

**EDGEFIELD COUNTY COUNCIL**  
**Minutes**  
**July 5, 2005**

The Edgefield County Council held its regular meeting at 6:00 P. M. Tuesday, July 5, 2005, in the County Council Chambers, 225 Jeter St., Edgefield.

**Members present**

C. Monroe Kneece, Chairman  
Willie C. Bright, Vice Chairman  
Norman Dorn, Councilman  
Joel D. Hudson, Councilman  
B. Everette Kitchens, Councilman

**Others present**

Wayne Adams, County Administrator  
John F. Byrd, Jr., County Attorney  
Barbara R. Stark, Clerk to Council  
and others as per list attached

Chairman Kneece called the meeting to order, and Rev. Lloyd gave the invocation. Following the invocation the Pledge of Allegiance was recited.

The chairman addressed the audience concerning the matter of the Concentrated Animal Feeding Operations (CAFOs). He recognized that no doubt the majority of the citizens present were in attendance to address the CAFO issue but stated there would be no comments on this issue. A public hearing will be held on July 20<sup>th</sup> for that purpose. Both sides will be given sufficient time to speak.

**Minutes**

Motion was made by Councilman Bright, seconded by Councilman Hudson, to approve the June 7, 2005, Minutes of the Regular Meeting of the Edgefield County Council. Motion carried unanimously.

**Reports**

The reports were reviewed without any comments.

**Public Hearing**

A Public Hearing was held to receive written and/or oral comments on Ordinance No. 04-05-564, "An Ordinance Authorizing the Issuance and Sale of General Obligation Bonds, Series 2005B, or Such Other Appropriate Series Designation, of Edgefield County, SC, in the Principal Amount of Not Exceeding \$765,000; Fixing the Form and Details of the Bonds; Authorizing the County Administrator or His Lawfully Authorized Designee to Determine Certain Matters Relating to the Bonds; Providing for the Payment of the Bonds and the Disposition of the Proceeds Thereof; and Other Matters Relating Thereto."

## **EDGEFIELD COUNTY COUNCIL**

### **Minutes July 5, 2005**

Councilman Hudson asked if the Recreation Dept. would be responsible for its share of the payments since it, along with Clerk of Court, Tax Assessor, and the Treasurer each share in this Bond. Mr. Adams stated that the recreation levies will pay the amortization. The monies from the recreation levies will come into the bond indebtedness budget and offset that funding.

#### **Ordinances**

Ordinance No. 04-05-562, "An Ordinance Providing for the Conveyance of a Land Parcel of Edgefield County to Pleasant Grove Baptist Church, a Non-Profit Organization, for the Assemblage of Property to Its Cemetery." Motion for the third reading of this ordinance was made by Councilman Dorn, seconded by Councilman Bright. Motion carried unanimously.

The second reading of Ordinance No. 04-05-563 "An Ordinance Enacting and Adopting a Supplement to the Code of Ordinances for Edgefield County, SC" was approved by a motion made by Councilman Bright, seconded by Councilman Hudson. The motion carried unanimously.

Motion was made by Councilman Kitchens, seconded by Councilman Bright, to approve second reading of Ordinance No. 04-05-564, "An Ordinance Authorizing the Issuance and Sale of General Obligation Bonds, Series 2005B, or Such Other Appropriate Series Designation, of Edgefield County, SC, in the Principal Amount of Not Exceeding \$765,000; Fixing the Form and Details of the Bonds; Authorizing the County Administrator or His Lawfully Authorized Designee to Determine Certain Matters Relating to the Bonds; Providing for the Payment of the Bonds and the Disposition of the Proceeds Thereof; and Other Matters Relating Thereto." Motion carried unanimously.

The motion was made by Councilman Dorn, seconded by Councilman Bright, to approve second reading of Ordinance No. 04-05-565, "An Ordinance Amending Section III (a)(5)(b) of Ordinance No. 04-05-560 (General Operating Budget Ordinance) to Clarify that Retiree Health Insurance Coverage Provided for therein Shall Extend until Qualification for the Federal Medicare Program." Motion carried unanimously.

A motion was made by Councilman Hudson and seconded by Councilman Bright, to postpone the second readings on the following two ordinances, 04-05-566 and 04-05-567 until the Planning Commission can review them for any changes and refer them back to council. Motion carried unanimously.

Second reading of Ordinance No. 04-05-566, "An Ordinance Amending Title XV, Chapter 152 of the Edgefield County Code of Ordinances to Provide for an Agricultural Development Zoning District and to Establish the Definition of, and Use Restrictions Regarding, Concentrated Animal Feeding Operations (CAFOs)."

## **EDGEFIELD COUNTY COUNCIL**

### **Minutes July 5, 2005**

Second reading of Ordinance No. 04-05-567, "An Ordinance Amending Title XV, Chapter 151 of the Edgefield County Code of Ordinances to Provide For An Agricultural Development Zoning District with Minimal Restrictions Protecting Residential Dwellings from Incompatible Land Uses."

#### **RESOLUTIONS**

The chairman asked to have included in Resolution No. 04-05-281, "A Resolution Naming Three Rivers Solid Waste Authority as the "Planning Agency" for Edgefield County," stating this is for solid waste of Edgefield County. Motion was made by Councilman Hudson, seconded by Councilman Kitchens, to approve Resolution No. 04-05-281 clarifying Three Rivers Solid Waste Authority will be for Edgefield County. Motion carried unanimously.

Motion was made by Councilman Bright, seconded by Councilman Hudson, to approve Resolution No. 05-06-282, "A Resolution Providing for an Intergovernmental Agreement between Edgefield & McCormick Counties, Whereby the Two Counties will Jointly Utilize Edgefield County's Convenience Center Located at the Intersection US Highway 378 and S-19-67." Motion carried unanimously. This agreement is renewed annually.

#### **No New Business**

#### **Old Business**

Ms. Essie Nicholson was present representing the organization Women in Unity with a request of council for a \$1500 donation. This donation goes toward the Youth Rally that will be held July 16. The rally is to give the children a "going back to school" outing. There will be free food, drinks and entertainment. The \$1500 will also help with the building, tutoring, and school supplies. After school sessions are held three days a week. Also, they go into the homes. Motion was made by Councilman Hudson, seconded by Councilman Dorn, to donate \$1500 to the Women in Unity. Motion carried unanimously.

Ms. Sandra Curry again addressed council concerning a traffic light at the intersection of Hwy 25 and Bettis Academy. She read a letter she had written to Mr. Brooks and Mr. McLaughlin. Ms. Curry stated that she understands there isn't anything council can do but she is hoping someone would help her find someone she could talk to that could change this situation. Mr. Kneece asked Ms. Curry, that "If there isn't a chance of getting a light what she thought about speed bumps. That would help slow down some of that traffic before it gets to the intersection." She said it was not so much the speeding but the length of time you have to wait to get out into Hwy. 25.

**EDGEFIELD COUNTY COUNCIL**  
**Minutes**  
**July 5, 2005**

**Guests**

Don Stewart signed to speak but had left the building.

Bernadette Hudson spoke concerning the proposed CAFO (referring to correspondence by Mr. Adams).

Mark Roberts thanked council for looking out for the citizens' interests (CAFO).

Nadine Horne – representing Trenton Lakes, Courtney Road, Girl Scouts of the CSRA, and Pacers Creek areas that are looking for zoning for our areas to protect us from this type of operation. This will be taken to the Planning Commission. She also thanked council for taking on these ordinances.

The chairman stated he wants this to be smooth, and on the 20<sup>th</sup> we look forward to all of you attending the public hearing and everybody will get their chance to speak.

Roy Blackwell. “Mr. Chairman, I represent edgefieldcountydaily.com and it has come to our attention that county employees trying to access our website, are being informed that a program being used by the county is blocking access to the site.” Mr. Kneece said that had been rectified and it is up and running. Just run it like it should be.

Councilman Dorn wanted to make a motion to table the \$175,000 motor grader until further notice. (The motor grader has been discussed at several meetings.)

Mr. Adams explained that we have a guaranteed price on the equipment surplus by council at the last council meeting. We are selling old equipment to begin with. We probably will net in the neighborhood of \$325,000 on the sale of that equipment. Thereafter, what has been proposed is to have a revolving plan where we buy new motor graders with county discounts and buy new dump trucks with federal excise tax exemption, use them for period of time and then be able to sell those for roughly what it cost for replacement.

Mr. Dorn emphasized that dump trucks were not being discussed – motor graders are. My belief is this: “Let’s get the money that we are guaranteed and go from there. Get the money and then let’s make it materialize.”

Mr. Kneece: “Let me clarify something. You said when we get the money. If we get the money that is guaranteed for us coming in with these motor graders and all of the equipment we have, we will have enough money to roll these things over. Now, when they get so much age on them we have the chance to roll these over into new equipment for very little expense to the county.”

## **EDGEFIELD COUNTY COUNCIL**

### **Minutes July 5, 2005**

Mr. Dorn: "I don't see the urgency – we have been without this for three or four years – all of a sudden we have spontaneous....." Chairman Kneece and Councilman Hudson agreed when you are getting rid of something you have to replace it.

Councilman Kitchens: "Mr. Chariman what we are saying is that we have three motor graders that we are operating. We have made plans to change the hourly hours of the operators on those motor graders, probably by 50%. So, if we do that and it works, then we don't need three motor graders."

Councilman Bright: "What about the special projects that Howard has going. You will have to take one of those motor graders off the road to do it if we just have two."

Councilman Kitchens: "I agree with Mr. Dorn that spending \$175,000 before we know whether it will work or not – whether we will be more efficient." Mr. Bright said he has studied this thing and he is the one who came up with this. He said he knew we will be more efficient but at the same time we will have to do these same projects that Howard has (am I right) (yes) and that takes a lot of time. Are you going to take that motor grader off the road and not scrap those roads to work on his projects?"

Councilman Hudson: "We are selling the old equipment which includes two older motor graders. We are selling all of the equipment for \$325,000. We are guaranteed that by reputable companies."

Mr. Adams: "We are not guaranteed \$325,000. Under the contract council has signed with J. M. Wood, they get 7% commission and also could be costs to make the equipment ready for sale."

Mr. Kneece stated that council has agreed on the contract. Mr. Dorn said it was not a personal thing, it is just a matter that \$175,000 is a lot of money. Just need clarification on how we are going about doing it.

Hudson: "We have three motor graders, and we are getting rid of two. The one we are keeping is in less operating shape. For \$25,000 we can get two new motor graders. So, even if we keep the third one sitting to the side for a spare because they are going to breakdown from time to time. For \$25,000 selling old equipment, I don't see how we can go wrong. Maybe I am seeing that wrong."

Mr. Kneece stated they all agreed it was a good deal when the contract was signed.

Councilman Kitchens: "We are not questioning the contract – it is a good contact if it works. What we are questioning is to sell two motor graders and buy two more and we

**EDGEFIELD COUNTY COUNCIL**  
**Minutes**  
**July 5, 2005**

have three running. Our question is if we can get by with two motor graders, sell the two, buy one and see how it works. If we need it, go buy it.”

Mr. Kneece: “That is agreeable. Go ahead and buy what we need and by October we will have the money to buy what we need, if we need it.”

Councilman Kitchens wanted to second Councilman Dorn’s motion but Councilman Hudson asked Mr. Dorn to repeat the motion because he understood Mr. Dorn to say not to buy another motor grader at all. Mr. Hudson asked Howard if we sold two, kept the older one, and bought one new one, would he be able to do the work he had to do. Howard said as long as there aren’t outside projects. But, stated Mr. Hudson, we have agreed to do outside projects for people in the county that they are going to pay for – like drives. Howard said he was not speaking of that – he was referring to road widening projects and parks projects.

Mr. Kneece said if you vote not to buy it, then what are we going to do with the contract with J. M. Woods that we are going to sell the graders. The money we would get from Woods is to buy motor graders but we do not have to buy from Woods. We could buy from anywhere we want to. We also have to buy trucks – some of that money will be used to buy trucks. Whatever money is left from selling the used equipment then we can buy what we want to but not going into debt. It is a lot better to run new equipment than old equipment being down paying repair bills.

The motion on the floor: Mr. Kitchens said to buy one and delay buying the second one until we are sure it is necessary. Mr. Kneece said that is different to the one Mr. Dorn made earlier. So, Mr. Kneece repeated Mr. Kitchens’ motion: Buy one motor grader now and if needed, buy the second. Mr. Dorn said that is pretty much what I said. Councilman Kitchens seconded the motion. Motion carried unanimously.

Councilman Kitchens said that since only one motor grader would be purchased, he made a motion to not hire a motor grader operator until a decision is made as to whether it will be purchased. Councilman Dorn seconded the motion. Mr. Adams announced the position had been filled. Chairman Kneece said that motion was out of order because the position has been filled.

**No executive session.**

**EDGEFIELD COUNTY COUNCIL**

**Minutes  
July 5, 2005**

**Claims approved as follows:**

- A.       **PAYROLL                   5/23/05 thru 6/5/05**
- Regular.....\$170,420.29
- PAYROLL                   6/6/06 thru 6/19/05**
- Regular.....\$173,180.54
- PAYROLL                   6/20/05 thru 7/3/05**
- Regular.....\$167,325.26
- B.       **General Operating.....\$604,451.57**

There being no further business a motion to adjourn was made by Councilman Hudson. A public hearing is scheduled for July 20<sup>th</sup> at 6:00 concerning the CAFO, and the regular council meeting will be held on Tuesday, August 9<sup>th</sup> at 6:00. The August 2<sup>nd</sup> meeting was postponed until August 9<sup>th</sup> due to the SCAC Conference in Hilton Head that week.

\_\_\_\_\_  
C. Monroe Kneece, Chairman

\_\_\_\_\_  
Willie C. Bright, Vice Chairman

\_\_\_\_\_  
Norman Dorn, Councilman

\_\_\_\_\_  
Joel D. Hudson, Councilman

\_\_\_\_\_  
B. Everette Kitchens, Council

**ATTEST**

\_\_\_\_\_  
Barbara R. Stark, Clerk to Council

